

REMARKS/ARGUMENTS

Applicant would like to thank the Examiner for the careful consideration given the present application.

Claims 1 and 2 were rejected under 35 U.S.C. 101 as being directed to non-statutory subject matter. The preamble of claim 1 has been amended to recite "displaying a moving picture based on said data on a display." Therefore, the subject matter of claim 1 is directed to a machine, and is statutory subject matter under 35 U.S.C. 101. An identical amendment has been made to claim 2. Accordingly, the subject matter of claim 2 is statutory subject matter under 35 U.S.C. 101.

Claims 3-12 were rejected on the ground of nonstatutory obviousness-type double patenting. Claims 3-12 were canceled in a preliminary amendment, which was filed with the application on September 25, 2003. Therefore, claims 3-12 are no longer pending.

In light of the foregoing, it is respectfully submitted that the present application is in condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. 32537US1.

Respectfully submitted,

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